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14 UNITED STATES DISTRICT COURT

15 DISTRICT OF NEVADA

16 ALLSTATE INSURANCE COMPANY,
ALLSTATE PROPERTY & CASUALTY
17 INSURANCE COMPANY, ALLSTATE
INDEMNITY COMPANY, and ALLSTATE
18 FIRE & CASUALTY INSURANCE
COMPANY,

19 Plaintiffs,
20

21 v.

22 MARJORIE BELSKY, MD; MARIO
TARQUINO, MD; MARJORIE BELSKY,
MD, INC., doing business as INTEGRATED
23 PAIN SPECIALISTS; and MARIO
TARQUINO, MD, INC., DOES 1-100, and
24 ROES 101-200,

25 Defendants.
26

26 AND RELATED CLAIMS
27
28

CASE NO. 2:15-cv-2265-MMD-CWH

STIPULATION TO INCLUDE THE LAW
OFFICE OF EKC INTO THE
STIPULATED CONFIDENTIALITY AND
PROTECTIVE ORDER (ECF NO. 49)
FOR THE DISCLOSURE OF
DOCUMENTS PURSUANT TO F.R.C.P.
45 SUBPOENA

2:15-cv-2265-MMD-CWH

1 Plaintiffs/Counter-defendants ALLSTATE INSURANCE COMPANY, ALLSTATE
2 PROPERTY & CASUALTY INSURANCE COMPANY, ALLSTATE INDEMNITY
3 COMPANY, and ALLSTATE FIRE & CASUALTY COMPANY (collectively referred to as the
4 "Plaintiffs"), and the LAW OFFICE OF ERIC K. CHEN (non-party herein after referred to as
5 "EKC") hereby stipulate and agree as follows:

6 1. Plaintiffs served EKC with a subpoena pursuant to F.R.C.P. 45 for the production
7 of documents regarding communications and payments made by and between Law Firm and the
8 Defendants during EKC's representation of certain clients in personal injury claims for which
9 Plaintiffs paid on settlement on behalf of Plaintiffs' insureds.

10 2. EKC is aware that Plaintiffs have subpoenaed several law firms seeking the same
11 type of information pursuant to Rule 45 in this case, as well as a companion sister-lawsuit *Allstate*
12 *v. Shah, et. al. Case No. 2:15-cv-01786-APG-CWH* ("*Shah*").

13 4. EKC understands that this Court presides over both the instant matter as well as the
14 *Shah* matter, and that this Court has ruled consistently in both these cases that the type of
15 information does not seek attorney-client communication and ordered other law firms to produce
16 the same type of documents request of EKC.

17 5. A stipulated confidentiality and protective order in this case entered between
18 Plaintiffs and Defendants for the disclosure of confidential, sensitive or other protected
19 information was approved by this Court on June 3, 2016. (ECF No. 49).

20 6. EKC was not a party to the stipulated confidentiality and protective order. (ECF
21 No. 49).

22 7. In ordering compliance with Plaintiffs' subpoenas to other law firms, this Court
23 also ordered that the confidentiality and protective order (ECF No. 49) be applied to those law
24 firms.

25 8. In accordance with this Court's prior rulings both in this action and in the *Shah*
26 matter, the parties hereby stipulate and agree that the protections and scope articulated in the
27 Stipulated Confidentiality and Protective Order approved by this Court on June 3, 2016. (ECF
28 No. 49) be extended in their entirety to cover EKC in its compliance with Plaintiffs' subpoena.

1 9. EKC will produce all documents responsive to the subpoena within ten (10) days of
2 approval and entry of this Order by the Court.

3 IT IS SO STIPULATED.

4 Dated:

Dated:

5 McCORMICK, BARSTOW, SHEPPARD,
6 WAYTE & CARRUTH LLP

LAW OFFICE OF ERIC K CHEN

7 By: 

By: 

8 DYLAN P. TODD, ESQ.

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10 *Attorneys for Plaintiffs/Counterdefendants*

702-638-8886

14 **ORDER**

15 IT IS SO ORDERED.

16 DATED this 11 day of January, 2019.

18 
19 UNITED STATES MAGISTRATE JUDGE

20 003246-001560 5569836.1